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Atorneys for Plaintiff DONNA LEACH,
individually and on behalf of the
Estate of Clyde Leach

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

DONNA LEACH, individually and on behalf of the Estate of Clyde Leach,

Case No. 23-cv-03378-SI

Plaintiff.

v.

TESLA, INC. and DOES 1 through 100, inclusive,

INITIAL CASE MANAGEMENT GUIDELINE AND CLERK'S NOTICE ON REASSIGNMENT

Defendants.

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4 Donna Leach, et al.,
5 Plaintiffs,
6 v.
7 Tesla, Inc., et al.,
8 Defendants.
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10 Case No. 23-cv-03378-SI (SI)
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**INITIAL CASE MANAGEMENT
GUIDELINE AND CLERK'S NOTICE
ON REASSIGNMENT**

12 IT IS HEREBY ORDERED that, pursuant to Rule 16(b), Federal Rules of Civil Procedure,
13 and Civil L.R. 16-10, a Case Management Conference will be held in this case before the
14 Honorable Susan Illston on Friday, October 6, 2023 at 2:30 p.m. by "Public Hearings" Zoom
15 webinar: <https://www.cand.uscourts.gov/judges/illston-susan-si/>.

16 Plaintiff(s) shall serve copies of this Order at once on all parties to this action, and on any
17 parties subsequently joined, in accordance with the provisions of Fed.R.Civ.P. 4 and 5.
18 Following service, plaintiff(s) shall file certificate of service with the Clerk of this Court.

19 Counsel are directed to confer in advance of the Case Management Conference. Not less
20 than seven days before the conference, counsel shall file a joint case management statement in
21 compliance with the Civil Local Rules and the Standing Order for All Judges of the Northern
22 District of California. Failure to file a joint statement shall be accompanied by a signed
23 declaration setting forth the grounds for such failure. Failure to show good cause for such failure
24 may subject the parties to sanctions.

25 Each party shall be represented at the Case Management Conference by counsel prepared
26 to address all of the matters referred to in this Order, and with authority to enter stipulations and
27 make admissions pursuant to this Order. The parties are encouraged to attend.

28 Any request to reschedule the above dates should be made in writing, and by stipulation, if

United States District Court
Northern District of California

1 possible, not less than ten days before the conference date. Good cause must be shown.

2 At the case management conference the parties should be prepared to address and resolve
3 the following: setting the date and the estimated length of the trial; setting the date for discovery
4 cutoff; setting the date to designate experts and other witnesses; and setting the date for the pretrial
5 conference.

6 Standing Orders: All parties shall comply with the Standing Order for All Judges of the
7 Northern District of California concerning the contents of the joint case management conference
8 statement and Judge Illston's Standing Order. Standing Orders can be found at:

9 <https://cand.uscourts.gov/judges/illston-susan-si/>.

10 Failure to comply with this Order or the Local Rules of this Court may result in sanctions.

11 See Fed.R.Civ.P. 16(f), Civil L.R. 1-4.

12 **NOTICE TO PRO SE LITIGANTS IN NON-PRISONER ACTIONS:**

13 If you are proceeding in this lawsuit without an attorney, and have not been granted leave
14 to proceed *in forma pauperis*, then the following directives apply to you in the prosecution of your
15 case.

16 The court hereby ORDERS you to comply with the service requirements of Rule 4 of the
17 Federal Rules of Civil Procedure as set forth below. Failure to follow the procedures set forth in
18 this order may result, under Rule 4 (m), in dismissal of your case.

19 It is your responsibility to obtain a valid summons from the clerk and to effect service of
20 the summons and complaint on all defendants in accordance with Rule 4 of the Federal Rules of
21 Civil Procedure. If you have named the United States government, a federal agency, a federal
22 official or a federal employee as a defendant, you must comply with the special requirements of
23 Rule 4 (i).

24 Service may be effected by any person who is not a party and who is at least 18 years of
25 age, which means that you, as a party, may not effect service. If service of the summons and
26 complaint is not made upon a defendant within 120 days after the filing of the complaint, your
27 action will, under Rule 4 (m), be dismissed as to that defendant.

Within 125 days after the filing of the complaint, you must file proof of service indicating which defendants were served within the 120 days allowed under Rule 4 (m) and showing, in accordance with Rule 4 (i), how each of those defendants was served (for example, by attaching appropriate certificates of service). You must also show cause why a defendant not served within the 120 days allowed under Rule 4 (m) should not be dismissed without prejudice.

Failure to do these things within the designated time will result in the dismissal of your case under Rule 4 (m) and Rule 41 (b).

For additional information on procedures for litigating in Federal Court, pro se litigants are encouraged to contact the Court's Legal Help Center (415) 782-8982 or sign up for an appointment with the Center at 450 Golden Gate Avenue, 15th Floor, Room 2796, San Francisco, CA 94102.

Dated: July 21, 2023

Mark B. Busby
Clerk, United States District Court

By: _____
Esther Chung, Deputy Clerk to the
Honorable SUSAN ILLSTON
(415) 522-2039

1 *Donna Leach v. Tesla, Inc.*
 2 USDC CA Northern District Case No. 23-cv-03378-SI

3 **PROOF OF SERVICE**

4 I am employed in Oakland, California. I am over the age of eighteen years and
 5 not a party to the within entitle action; my business address is BAILEY & GLASSER,
 6 LLP, 1999 Harrison Street, Suite 660 Oakland, California

7 On the date below, I served a copy of the following document(s) described as
**INITIAL CASE MANAGEMENT GUIDELINE AND CLERK'S NOTICE ON
 REASSIGNMENT**

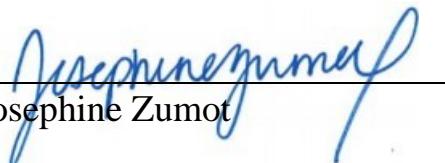
8 on the interested party(ies) in this action as follows: SEE ATTACHED SERVICE
 9 LIST.

	BY MAIL: By placing a true copy thereof enclosed in a sealed envelope(s) addresses as above or on the service list and placing each for collection and mailing on that date following ordinary business practices. I am "readily familiar" with the business' practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the U.S. Postal Service in Oakland, California, in a sealed envelope with postage fully prepaid.
	BY OVERNIGHT DELIVERY: I enclosed the document(s) in an envelope or package provided by an overnight delivery carrier and addressed as above or on the service list. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier.
X	BY E-MAIL OR ELECTRONIC TRANSMISSION: Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent from jzumot@baileyglasser.com to the person(s) at the e-mail address(es) listed above or on the service list.
	BY PERSONAL SERVICE: I <u>caused</u> the above documents to be hand delivered to the party(ies) listed above or on the service list.
	STATE: I declare under penalty of perjury under the laws of the State of California and the State of California that the foregoing is true and correct.
X	FEDERAL: I declare that I am employed in the office of a member of the bar of this Court whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

24 Executed on July 21, 2023, at Oakland, California.

25 By:

26 Josephine Zumot



1 *Donna Leach v. Tesla, Inc.*
2 USDC CA Northern District Case No. 23-cv-03378-SI

3 **SERVICE LIST**

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21 ***Attorneys for Defendant Tesla, Inc.***

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